



GP 3738

PTO/SB/17 (10-03)  
Approved for use through 07/31/2006. OMB 0651-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) \$0.00

Complete if Known

Application Number	10/032,939
Filing Date	12/26/2001
First Named Inventor	Hong
Examiner Name	Phan
Art Unit	3738
Attorney Docket No.	ACS-57084 (3002X)

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METHOD OF PAYMENT (check all that apply)				FEE CALCULATION (continued)			
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money <input type="checkbox"/> Other <input type="checkbox"/> None				3. ADDITIONAL FEES			
<input type="checkbox"/> Deposit Account:				Large Entity Small Entity			
Deposit Account Number 06-2425				Fee Code Fee (\$)			
Deposit Account Name Fulwider patton				Fee Code Fee (\$)			
The Director is authorized to: (check all that apply)				Fee Description			
<input type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Credit any overpayments				Fee Paid			
<input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s)							
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.							
FEE CALCULATION							
1. BASIC FILING FEE							
Large Entity Small Entity							
Fee Code Fee (\$)							
Fee Code Fee (\$)							
Fee Description							
Fee Paid							
1001 770 2001 385 Utility filing fee							
1002 340 2002 170 Design filing fee							
1003 530 2003 265 Plant filing fee							
1004 770 2004 385 Reissue filing							
1005 160 2005 80 Provisional filing fee							
SUBTOTAL (1) (\$)							
2. EXTRA CLAIM FEES FOR UTILITY AND							
Extra Claims Fee from below Fee Paid							
Total Claims 14 -20** = 0 X 0.00 = 0.00							
Independent Claims 1 -3** = 0 X 0.00 = 0.00							
Multiple Dependent							
Large Entity Small Entity							
Fee Code Fee (\$)							
Fee Code Fee (\$)							
Fee Description							
1202 18 2202 9 Claims in excess of 20							
1201 86 2201 43 Independent claims in excess of 3							
1203 290 2203 145 Multiple dependent claim, if not paid							
1204 86 2204 43 ** Reissue independent claims over original patent							
1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent							
SUBTOTAL (2) (\$)							
SUBTOTAL (3) (\$)							
*Reduced by Basic Filing Fee Paid							

SUBMITTED BY		Complete (if applicable)	
Name	Douglas R. Peterson	Registration No. (Attorney/Agent)	53,458
Signature	<i>Douglas R. Peterson</i>	Telephon	310-824-5555
		Date	11/17/2003

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/21 (08-03)

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/032,939
	Filing Date	12/26/2001
	First Named Inventor	Hong
	Art Unit	3738
	Examiner Name	Phan
Total Number of Pages in This Submission	Attorney Docket Number	ACS-57804 (3002X)

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Associate Power of Attorney Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	<b>RECEIVED</b> NOV 28 2003
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	TECHNOLOGY CENTER R3700
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Douglas R. Peterson, Reg. No. 53,458
Signature	
Date	11/17/2003

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Typed or printed name	Douglas R. Peterson		
Signature		Date	11/17/2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on November 17, 2003

*Douglas R. Peterson*  
Douglas R. Peterson Registration No. 53,458

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/032,939  
Applicant : James Hong; Timothy A. Limon, Stephen D. Pacetti; Rahul Bhagat, Sharon Segvich  
Filed : 12/26/2001  
Art Unit : 3738  
Examiner : Hieu Phan  
Title : HYBRID STENT FABRICATION USING METAL RINGS AND POLYMERIC LINKS  
  
Docket No.: : ACS-57804 (3002X)  
Customer No. : 24201

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

In response to the Restriction Requirement mailed October 23, 2003 for which a response is due November 23, 2003, please enter the following election.

Applicant hereby provisionally elects to prosecute species 1, shown in figures 1-7 and covered by claims 1-3, 5, 7-10, 12, 13, 15-18, 22, 30-35. Applicant makes the election with traverse.

Under MPEP §803, it is stated that if the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent distinct species. The examiner here will have to conduct the same or very similar search for each species because each of the species discloses a stent having rings that are connected together with a link formed of a polymer.

Further, independent claims 1, 17 and 30 are generic claims because they read on each of the five species. For these reasons, Applicant respectfully requests that the restriction requirement be withdrawn.

Applicant encourages the examiner to contact the undersigned should there be any further questions in regard to this application. The Commissioner is authorized to charge deposit account no. 06-2425 for any inadvertently omitted filing fees that should arise in connection with the filing of this paper.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

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